

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

Numbering Resource Optimization)	
)	CC Docket No. 99-200
)	

**PETITION OF CENTENNIAL COMMUNICATIONS CORP.
FOR TEMPORARY WAIVER OF DEADLINE IN 47 C.F.R. § 52.15(f)(6)**

Centennial Communications Corp. (“Centennial”), by its counsel and pursuant to Section 1.3 of the Commission’s Rules,¹ hereby petitions the Commission for a temporary waiver or extension of the upcoming August 1, 2001 deadline for submitting its FCC Form 502 - Numbering Resource Utilization/Forecasting (“NRUF”) Reports, as required by Section 52.15(f)(6) of the Commission’s Rules.² As discussed below, Centennial unexpectedly has experienced certain administrative difficulties in compiling accurate numbering data, rendering it impossible for Centennial to retrieve and correctly categorize its numbering data by August 1, 2001. Accordingly, Centennial respectfully requests that the Commission temporarily waive this deadline, for one month, and permit Centennial to file its upcoming forecasting and utilization reports by September 1, 2001.

Section 52.15(f)(6) requires that “[r]eporting carriers shall file forecast and utilization reports semi-annually on or before February 1 for the preceding reporting period ending on December 31, and on or before August 1 for the preceding reporting period ending on June 30.”

¹ 47 C.F.R. § 1.3.

² This temporary waiver/extension request relates only to the two Form 502s that Centennial will file relating to its domestic operations. Centennial Communications Corp. presently provides mobile wireless communications services in 31 cellular markets domestically, and mobile wireless communications and competitive local exchange services in Puerto Rico/the Caribbean. Centennial will timely file its Form 502 covering its Puerto Rico operations.

These NRUF reports require that carriers provide detailed information on six categories of number utilization: Assigned, Intermediate, Reserved, Aging, Administrative, and Available numbers. Mandatory reporting began last year on September 15, 2001 after the Commission extended the August 1 deadline for all carriers based on various petitions and requests for extensions of time.³

Due to unforeseen circumstances, Centennial has just determined that it will be unable to complete the NRUF reports by the August 1 due date. Centennial has not yet purchased and installed software to enable it to retrieve the data required by the recently modified FCC Form 502. Rather, Centennial still manually collects and compiles the requisite numbering data for the NRUF reports, which is a time-consuming process. Centennial recently made certain personnel changes in employee responsibility for compiling this data, and in preparing the NRUF reports. It has just come to Centennial's attention that certain of these changes led to administrative errors in the NRUF data collection and report preparation process. Centennial is in the process of rectifying these errors, and ensuring that the data being collected is accurate. However, in order to avoid providing the North American Numbering Plan Administrator with erroneous data, Centennial is seeking a brief extension to allow it to collect and submit accurate data.

Under Section 1.3 of its rules, the Commission has the discretion to waive application of any of its rules upon a showing of good cause. Federal courts also have recognized that "a waiver is appropriate only if special circumstances warrant a deviation from the general rule and such a deviation would serve the public interest."⁴ The Commission must therefore "take a 'hard

³ See *Order, Numbering Resource Optimization*, FCC 00-280, released July 31, 2000.

⁴ *Northeast Cellular Telephone Co. v. FCC*, 897 F.2d 1164, 1166 (D.C. Cir. 1990); see also *WAIT Radio v. FCC*, 418 F.2d 1153, 1157 (D.C. Cir. 1969), *cert. denied*, 409 U.S. 1027 (1972).

look’ at applications for waiver and must consider all relevant factors.”⁵ And then, the Commission “may exercise its discretion to waive a rule where particular facts would make strict compliance inconsistent with the public interest.”⁶

Good cause exists for granting the requested waiver. Because Centennial had met the prior Form 502 filing deadlines, it had no reason to believe that the upcoming August 1 deadline would present any unusual difficulties. However, based on the unexpected difficulty in manually compiling the required numbering data stemming from personnel changes implemented to streamline the Form 502 process, it is now impossible for Centennial to compile and correctly categorize its numbering resource data by August 1. This brief delay in filing will not negatively impact the Commission or any other carrier. In addition, the Commission apparently appreciates that strict compliance with the NRUF report deadline is not necessarily in the public interest, as it recently granted other requests for temporary waivers of the numbering forecasting and utilization report deadlines, under similar circumstances.⁷ Finally, Centennial also notes that it has met the Commission’s prior Form 502 filing deadlines. Centennial had every intention of timely filing its upcoming NRUF Report, and would have done so, but for the administrative difficulties that it encountered when it began the Form 502 preparation process.⁸

⁵ *Part 68 Waiver Requests of Telephone Equipment Supply, Inc., Casio Communications, Inc., Tandy Corporation, Atlinks USA, Inc., Matsushita Electric Corporation of America, Vtech Communications Limited, Cidco Incorporated, Atlinks USA, Inc., Atlinks USA, Inc.*, 2000 FCC LEXIS 2702 (May 23, 2000).

⁶ *Northeast Cellular Telephone Co.*, 897 F.2d at 1166 (citing *WAIT Radio* 418 F.2d at 1159).

⁷ *See, e.g.*, Order in CC Docket No. 99-200, *Petition of XO Communications, Inc. for Temporary Waiver of Deadline in 47 CFR § 52.12(f)(6), et al.*, DA 01-497, released February 23, 2001 (waivers granted where unanticipated software problems delayed compilation of numbering data).

⁸ It is also worth noting that Centennial has approximately 300 NXX codes for which it has to report numbering forecast and usage data. For a small, independent telecommunications service provider like Centennial, preparation of the requisite Form 502s is an extremely labor-intensive and time-consuming process.

Therefore, for good cause shown, Centennial respectfully requests that the Commission waive its August 1, 2001 deadline for the NRUF Report for one month, until September 1, 2001.

Respectfully submitted,
Centennial Communications Corp.

By: /s/
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